

UNITED STATES DISTRICT COURT

for the

Northern District of California

United States of America)

v.)

SHELDON SILAS)

Case No: CR-01-0149-06 PJHUSM No: 93062-011Date of Previous Judgment: 1/27/2006

Nina Wilder

(Use Date of Last Amended Judgment if Applicable)

Defendant's Attorney

Order Regarding Motion or Stipulation for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion; or ☐ Upon stipulation of the parties,

IT IS ORDERED that motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 84 months **is reduced to** 70 months.

IT IS ORDERED that the stipulation is ☐ DISAPPROVED. ☐ APPROVED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: <u>22</u>	Amended Offense Level: <u>20</u>
Criminal History Category: <u>VI</u>	Criminal History Category: <u>VI</u>
Previous Guideline Range: <u>84</u> to <u>105</u> months	Amended Guideline Range: <u>70</u> to <u>87</u> months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 1/27/2006 shall remain in effect.

IT IS SO ORDERED.Order Date: 4/23/08Effective Date: _____
(if different from order date)


Judge's signature

Honorable Phyllis J. Hamilton, U.S. District Judge